IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 464 of 2005

Between:

The Chittoor Cooperative Sugar Factory Cane Growers

Association Regd.No. 271/93, Chittoor,
Rep. by its Convenor of its Development Committee

Sri G.V. Jayachandra Chowdary,

S/o Late Venkatappa Naidu
Indian, aged 62 years, Agriculturists, R/o G.Gollapalli,

Tavanampalli Mandal, Chittoor District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh,

rep. by its Principal Secretary, Food and Agriculture
Department, Secretariat Buildings, Secretariat, Hyderabad.
2 The Commissioner and Director of Sugar & Cane,

Chiragali Lane, SFC Complex, Hyderabad.
3 The Deputy Registrar of Cooperative Societies,

Chittoor District, Chittoor.
4 The Managing Director,

The Chittoor District Cooperative Sugar Factory Ltd,

Chittoor,
Chittoor District.
5 The Managing Committee, rep. by its Chairman,

The Chittoor District Cooperative Sugar Factory Ltd,
Chittoor, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Mandamus declaring the action of the 2nd respondent in not holding the Elections to the Managing Committee of the Chittoor Cooperative Sugar Factory Ltd, Chittoor before the expiry of the term of office of the present managing committee as contrary to the provisions of Section 31 (2) (b) of the A.P. Cooperative Societies Act; and consequentially direct the 2nd respondent to comply with the provisions of Sec. 31 (2) (b) of the Act fotrthwith.

Counsel for the Petitioner: MR.M.PRABHAKARA RAO

Counsel for the Respondents: GP FOR COOPERATION

The Court made the following :

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ORDER:

Smt.ShantiSri, learned counsel representing Sri.M.Prabhakara Rao, learned counsel for the petitioner, seeks permission of this Court to withdraw the writ petition with a liberty to the petitioner to file a fresh writ petition to pursue the cause of action.

Permission is accorded and the writ petition is dismissed as withdrawn, leaving it open to the petitioner to pursue the remedies by filing a fresh writ petition, if necessary. There shall be no order as to costs.

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07-02-2005

vs/avs

To

1 The Principal Secretary,Government of Andhra Pradesh,

Food and Agriculture Department, Secretariat Buildings,

Secretariat, Hyderabad.
2 The Commissioner and Director of Sugar & Cane,

Chiragali Lane, SFC Complex, Hyderabad.
3 The Deputy Registrar of Cooperative Societies,

Chittoor District, Chittoor.
4 The Managing Director,

The Chittoor District Cooperative Sugar Factory Ltd,

Chittoor,
Chittoor District.
5 The Chairman,Managing Committee,

The Chittoor District Cooperative Sugar Factory Ltd,
Chittoor, Chittoor District.

6 Two CCs to the G.P for Co-operation, High Court of A.P.,

Hyderabad(O.U.T).

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